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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JUN 21 2011

JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF WASHINGTON

8
9 UNITED STATES OF AMERICA,
10 Plaintiff,

11 vs.

12 JOSEPH JEFFEREY BRICE,
13 Defendant.

11-CR-00075-LRS

SUPERSEDING INDICTMENT

Vio: 26 U.S.C. § 5861(f)
Manufacturing an Unregistered
Firearm (Count 1)

18 U.S.C. §§ 842(p)(2) and
844(a)(2)
Distribution of Information
Relating to Explosives,
Destructive Devices, and
Weapons of Mass Destruction
(Count 2)

18 U.S.C. § 2339A(a), (b)(1-3)
Attempt to Provide Material
Support to Terrorists (Count 3)

19
20 The Grand Jury Charges:

21 COUNT ONE

22 That on or about April 18, 2010, in the Eastern District of Washington, the
23 Defendant, JOSEPH JEFFEREY BRICE, knowingly made a firearm, to wit: a
24 destructive device as defined pursuant to 26 U.S.C. § 5845(a)(8), (f)(1)(A), in
25 violation of 26 U.S.C. §§ 5822, 5861(f), 5871, and 18 U.S.C. § 921(a)(4).

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28 SUPERSEDING INDICTMENT - 1

6-21-11 Brice Superseding Indictment.wpd

COUNT TWO

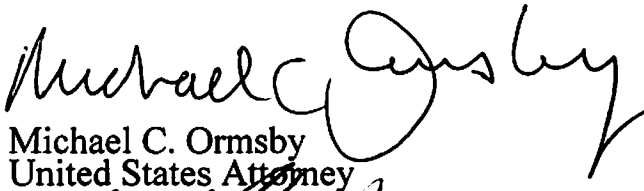
That on or about May 8, 2011, in the Eastern District of Washington, the Defendant, JOSEPH JEFFEREY BRICE, did knowingly distribute to another person information pertaining to, in whole or in part, the manufacture or use of an explosive, a destructive device, or a weapon of mass destruction, specifically an Acetone Peroxide Ammonium Nitrate ("APAN") explosive, with the knowledge that the teaching, demonstration, and information would be used for, or in furtherance of, an activity that constitutes a Federal crime of violence, including 18 U.S.C. § 2332a (use of weapons of mass destruction), in violation of 18 U.S.C. §§ 842(p)(2)(A) and 844(a)(2).

COUNT THREE

That on or about December 21, 2010, and continuing through on or about May 8, 2011, in the Eastern District of Washington, the Defendant, JOSEPH JEFFREY BRICE, did attempt to provide material support or resources, in the form of "training," defined as "instruction or teaching designed to impart a specific skill," and "expert advice or assistance," defined as "advice or assistance derived from scientific, technical or other specialized knowledge," knowing and intending that such "training" and "expert advice and assistance" were to be used in the preparation for, or in carrying out the specified Federal offenses, to wit: the use, threatened use, or attempted use of a weapon of mass destruction against any person or property which would have affected interstate commerce, in violation of 18 U.S.C. § 2332a(a)(2) (use of weapons of mass destruction); all in violation of 18 U.S.C. § 2339A(a).

DATED this 21ST day of June, 2011.

A TRUE BILL


Michael C. Ormsby
United States Attorney


Russell E. Smoot
Assistant United States Attorney